

Telephone Litigation Settled Out of Court

Has Been Hotly Disputed for Five Years.

AN ADJUSTMENT ANNOUNCED

Suit Begun in July, 1898, Occupied Best Legal Talent of the District.

The litigation between the Telephone Subscribers' Association and the Chesapeake and Potomac Telephone Company, which has been pending in the District courts for the past five years, and which was also taken on appeal to the Supreme Court of the United States, by the company, has been settled out of court. This statement was made yesterday by Arthur A. Birney, who, with Henry F. Woodard and Hemphill & Peter, were counsel for the company, and the telephone service of the Chesapeake and Potomac Telephone Company.

The litigation was begun in July, 1898, by James F. Manning, who filed a petition in the local court to restrain the Chesapeake and Potomac Telephone Company from charging more for its telephone service than the rate fixed by the act of Congress of June 30, 1898, the highest rate fixed by the act being \$50 for the use of a single instrument.

Refused to Pay. Many of the subscribers for the service of the telephone company, after the passage of the act of June 30, 1898, refused to pay more than the price established by law. The company then notified the subscribers that it would remove its instruments and appliances from their premises if they did not pay the price fixed by the company. Manning, with other subscribers, then after offering the rate fixed by Congress, and it being refused by the company, secured an order from the local court restraining the telephone company from removing its instruments from their premises until the matter was finally settled by judicial decision.

At the hearing of the case before

Justice Barnard in the District Supreme Court the company was successful. The patrons then took an appeal to the Court of Appeals of the District. That tribunal reversed the decision of Justice Barnard. The company, in turn, took an appeal to the Supreme Court of the United States, and there the judgment given by Justice Barnard was affirmed. The case was, however, sent back to the District court in order that additional testimony might be taken relative to the particular kind of telephone instruments referred to by the act of Congress which fixed the rates.

In the litigation the company was represented by Worthington, Heald & Frailey and Judge Jeremiah H. Wilson. The latter died before the termination of the litigation.

Grounded Circuit Phone. On Thursday last Justice Barnard decided what kind of instruments were referred to in the act of Congress fixing the rate for service in the District. He held that the act includes only the ordinary grounded circuit telephone with the equipment usual and ordinary at the time the act was passed for local communication in the District of Columbia.

By the terms of the decree the parties to the cause were granted leave to take further depositions in the case bearing upon the question whether the maximum rates fixed by the act for grounded circuit local public service are reasonable, and also depositions bearing upon the circumstances under which the telephone company used and occupied the streets or other public places for the erection of its overhead lines or the construction of its underground lines.

CHILD AT POINT OF DEATH

AND MOTHER BADLY BURNED

Lena Morris, a five-year-old negro child, lies at the point of death in the children's ward of Freedman's Hospital, and her mother is in an adjoining ward, as the result of severe burns. Lena is the daughter of Vandal and Sarah Morris, who live at 1719 Superior Street northwest. Yesterday the child was sweeping with a toy broom, when the broom caught fire from an open fireplace. She was burned all over the body, and the mother was burned in putting out the flames.

COMMITTEE TO DRAFT PLAN OF BOOKKEEPING

Municipal Auditors and Comptrollers Name Experts to Devise Common System for Cities.

The task of providing a comprehensive system of municipal accounting will devolve largely upon a committee of experts appointed at the final meeting Friday night of the auditors and comptrollers summoned here for a conference at the request of the Census Bureau.

The committee is composed of the following members: L. E. McGinn, comptroller, Chicago; Edward M. Grout, comptroller, New York; Harry B. Henderson, State examiner of accounts, Cheyenne, Wyo.; John R. Sparrow, supervisor of accounts, New York; Dr. Edward M. Hartwell, secretary statistical department, Boston; Joseph T. Tracey, deputy in the State bureau of uniform accounting, Columbus, Ohio; George Forman, auditor, Newark, N. J.; H. L. Austin, State comptroller's office, Albany, N. Y.; Allen Ripley Foote, editor of "Public Opinion," Chicago; and Harry T. Upham, auditor, Cambridge, Mass.

The committee will endeavor to change the system of accounting, so that it will be comprehensible to the public. The committee will also decide upon a system of bookkeeping to be adopted by the larger cities, in view of assisting the Director of the Census in ascertaining their financial condition.

NO APPLICATION FILED FOR SWITCH ON SQUARE

A recent protest addressed to the District Commissioners, objects to granting permission for railroad switches to enter the square bounded by North Capitol, First, and M Streets. The Commissioners will inform the author of the protest that no application has been made by the railroad company for a switch in this locality. Some of the property owners have communicated with the Commissioners with reference to a switch at this point, but they have been notified in each case that the application must come from the railroad company.

PHOTOGRAPHER BACHRACH MUST PAY HEAVY FINE

Moses Bachrach, an F Street photographer, was fined \$5 in the Police Court yesterday by Judge Scott for creating disorder in the District Building and for assault and battery upon Detective Carl Flather Friday afternoon in the photograph gallery.

Mr. Bachrach is alleged to have gone to the personal tax office in the municipal building, and started a rumble because a 50-cent penalty had been added to his personal tax for alleged non-payment at the proper time. A warrant for disorderly conduct was sworn out against him and given to Flather to serve.

When the detective arrived at the gallery made known his mission he received harsh treatment at Bachrach's hands and was compelled to throw Mr. Bachrach to the floor and sit on him until a policeman arrived.

HOUSE ELEVATOR FALLS, BUT NONE IS INJURED

The elevator on the Democratic side of the House fell yesterday while several persons were aboard the car. The accident occurred while the elevator was nearing the gallery floor and was caused by the slipping of the ropes from the pulleys.

The car descended rapidly for about four or five feet and was then caught by the safety appliances. The passengers were shaken up, but no one was injured. The machinery was adjusted in a short while and the car was soon again in operation.

MR. KARR FILES HIS ANSWER.

Jacob Karr has filed his answer to the petition of Harrison A. Benner asking for the appointment of a receiver for the Twentieth Century Cafe. Mr. Karr says the business known as the Twentieth Century Cafe was purchased from Benner and his wife in May last. In evidence of this, a bill of sale to Mr. Karr is filed as an exhibit. While the price stated in the bill of sale is \$10, it is said the actual price paid was \$300. T. J. Mackey is named as counsel for the defendant.

\$2.25 to Baltimore and Return Every Saturday and Sunday, via B. & O. R. R. All trains, both ways, both days, except Tuesday, leaving Washington 3 and Baltimore 7:35 p. m.

Flowers for the Thanksgiving Table and for gifts. Beautiful selected chrysanthemums and other specimen blooms. 1224 F.

ROADWAY TO BE RELAYED AT CITIZEN'S REQUEST

Commissioners Approve Recommendation of George W. Evans that Nineteenth Street Be Improved.

George W. Evans, of 514 Nineteenth Street northwest, recently wrote the District Commissioners renewing his request for the improving of the roadway of Nineteenth Street, from Pennsylvania Avenue to K Street northwest, with asphalt, and also that the sidewalks be improved under the assessment system. The writer suggested that the Belgian block pavement on the street be covered with sheet asphalt.

Commissioner Biddle, in an endorsement on the papers, recommends that the writer be informed that a new cement sidewalk will be advertised for construction under the assessment system, and that the remainder of the walk asked for can be improved only at the request of a majority of the owners of the abutting property.

"As to covering the Belgian block roadway pavement on Nineteenth Street between Pennsylvania Avenue and K Street with sheet asphalt, the experience of this office has been that it is neither desirable nor economical," concludes the Commissioner.

STREET RAILWAY COMPANY SUED FOR \$10,000 DAMAGES

Dr. George H. Heron and Laura Mullea have begun suit against the Washington Railway and Electric Company to recover \$10,000 each as damages for personal injuries. In their declarations the plaintiffs say that on August 24 last, a buggy in which they were riding was struck by a car at Connecticut Avenue and Seventeenth Street, and they were seriously injured. Clayton E. Ennis is their counsel.

ACCIDENTAL DEATH.

Acting Coroner Glazebrook yesterday held an inquest into the death of Frank Butler, the negro who was run over at Second and K Streets southeast the night of November 12, and the jury gave a verdict of accidental death. The testimony showed that Butler was crossing the tracks in an inclosed space, and stepped from behind a switch engine in time to be struck by an express train. He died Friday night at Freedman's Hospital.

ANXIOUS MOTHER THINKS SUICIDE IS HER SON

Mrs. Mary Friedman, of Anacostia, yesterday called upon Captain Boardman, with the idea that the suicide of Wednesday, in the Howard House, Baltimore, was her son, Albert J. Friedman, who disappeared from home some time ago. This is the man who registered as F. Benson, Washington, and, prior to turning on the gas, took every precaution against identification. The anxious mother bases her idea that it is her missing boy on the published description. It was learned from Baltimore that the man had not as yet been identified, and the picture of Friedman will be sent to the Baltimore authorities.

ASK RAILWAY COMPANY TO REMOVE TRACKS

The Commissioners of the District have decided to request the Washington Railway and Electric Company to announce its intention concerning its abandoned track on G Street southeast between Eleventh and Seventeenth Streets. This action is taken upon a complaint by the Washington Real Estate Company, which is interested in property in that portion of the city. The real estate company demanded to know if the tracks were to be again operated, or removed, and the street put in its former condition.

DEATH RECORD.

The following deaths have been reported to the Health Department for the twenty-four hours ended at noon yesterday:

Robert Mawhinney, 55 years.
Hugh Morgan, 31 years.
Patrick Dougherty, 77 years.
Anna Johnson, 73 years.
Elizabeth Walsh, 64 years.
Elizabeth Mearns, 63 years.
William H. Harrison, 63 years.
Henry C. Bolton, 58 years.
Jesse T. Taylor, 60 years.
Amanda I. Whitney, 50 years.
Jane Carroll, 56 years.
John P. Headley, 55 years.
Lettie Jones, 45 years.
John Ayers, 37 years.
Maria Sott, 27 years.
May E. Cayne, 25 years.
Rufus Harris, 25 years.
Margaret E. King, 15 years.
Helen Bolger, 1 years.
Daisy Wilson, 4 years.
Annie Cowen, 15 days.

The "Royal Limited," Finest Train Between Washington and New York. Leaves Washington and Ohio station daily 3 p. m., arriving New York 8 p. m. All Pullman, parlor, buffet-smoker, observation, and dining cars.

A WASHINGTON MAN



TELLS THE STORY OF HIS CURE OF

ASTHMA & CONSUMPTION

"The wheezing in my air pipes could be heard rooms away. My shortness of breath kept me awake, so that I frequently sat up all night in a chair. 'Just when I was about to give up in despair, I heard of the cures that were being made by the Koch Lung Cure, at 1235 New York Avenue, Washington, and I applied for the Koch Inhalation only vapors, breathed them into my lungs, and in less than three months I was a cured man, whereas other doctors had given me up to die. I can now be seen at 1235 4th Street southwest, Washington, where my neighbors will testify to my wonderful cure.'"

"JULIUS M. BROWN." If you cannot make regular visits to the Koch Lung Cure Office, the Koch Home Treatment, with especially prepared apparatus, can be sent to your home without extra cost. Write to the Washington office of the Koch Lung Cure, 1235 New York Avenue, for descriptive booklet containing information blank.

High-Grade Coal is it economy to buy a fuel of which 20 per cent is waste and refuse? We give this grade a thorough test and reject it. What are you going to do about it? THE ALLEGHENY COMPANY, 315 11th St. N. W.

Fresh, Fine LINENS

With which you may dress your Thanksgiving dinner table at much less than usual cost.

How much prettier the table will look with clean, fresh Spread and Napkins to match. And besides, don't you think the savings here tomorrow are worth while? They are larger than usual. This Linen Department handles nothing but qualities in which dependence may be placed, and at the fairest regular prices to be found anywhere.

TABLE CLOTHS.

70-inch wide heavy Cream Irish Table Damask; assorted patterns; tomorrow; special, per yard..... 39c
70-inch wide heavy All-linen German Cream Table Damask; 66 value; a yard..... 48c
Extra heavy Undressed German Silver Bleached Table Damask; 75c value; a yard..... 75c
64 inches wide Extra Heavy Table Damask, 8 choice patterns, Special for yard..... 50c
2 yards wide Extra Heavy Table Damask, 8 choice patterns, Special for yard..... 56c
70-inch wide Bleach Irish Table Damask, of superior weight, quality, and finish; elegant choice patterns, 83c value, a yd..... 65c
2 yards wide Extra Heavy Fine Bleached Table Damask; 1.25 value; a yd..... 1.25
2 yards wide Extra Heavy Fine Scotch Double Table Damask; 1.50 value; a yd..... 1.50

NAPKINS,

Breakfast and Dinner Sizes.

5-8 size All-Linen Bleached Irish Napkins tomorrow, a dozen..... 75c
5-8 size extra heavy Bleached Scotch Napkins, 1.15 value a dozen..... 89c
18-inch All-linen German-hemmed Napkins, ready for use, Special, a dozen..... 95c
22-inch extra heavy Bleached Irish Dinner Napkins; 2 value, a doz..... 1.50
24-inch fine heavy Bleached Scotch Dinner Napkins; 2.50 value, a dozen..... 1.90

\$1.50 to \$3.50 W. B. Corsets, 98c.

MOST extraordinary Corset Bargains. The lots include both samples and seconds. Some are soiled a little; some are slightly imperfect, but for a woman who can overlook a trifling defect they prove as satisfactory as if full price was paid.

Fifty dozen in all. Made of French Coutil, batiste and figured broadened materials. Styles are in short, medium, and long Princess hips, some with garters attached, some with garter tabs; straight fronts, trimmings of fine laces and embroidered edges. Colors are white, black, light blue, gray, and pink. Sizes range, 19 to 31.

Perfect goods, sell regularly \$1.50 to \$4.50. Choice tomorrow..... 98c

You Can't Miss Good Values in the LININGS.

And Tomorrow Some Exceptionally Large Timely Bargains.

ANDERSON'S celebrated Peraline, fast black only. Sells regularly at 30c a yard. A job lot from a wholesaler was secured at such a price that you may save 10c a yard tomorrow. Dressmakers and women having the better grade dresses in making should not miss this. A yard, only..... 20c

35-in. Shadow Silks, in colors and black, regularly 12c; special, a yd..... 8c
Mercerized Satens, with fine permanent luster; w. in 22; in a limited quantity, 16c while it lasts at..... 16c
60c grade imported velvet, black only. Extraordinary spec. cial, a yd..... 39c
35c grade guaranteed, fast black peraline, silk finish, 12c special, a yd..... 12c
35-in. Moire finish Peraline, in colors and black, 7c a yard..... 7c
27-inch Silk Pongee, for lining top coats and dresses, a 30c grade. Special tomorrow, a yd..... 35c

Notions and Dressmakers' Findings.

THERE isn't a day that passes but what you have use for things mentioned here, and would find it a paying thing to buy at prices we name.

Kann's Silk Taffeta Binding: No. 1 quality; piece, 7c; doz..... 80c
No. 2 quality; piece, 12c; doz..... 1.35
Kann's High Grade Silks; 3/8 to 6 inch long: No. 1 grade, pair..... 25c
No. 2 grade, pair..... 45c
These Silks we will keep sharpened for a year FREE.
Kann's Light-Weight Dress Shields: Size..... 15c 21c 24c Pair..... 3c 4c 5c
Kann's Luxur Anti-septic Dress Shields, contain no rubber. Size..... 2c 3c 4c 5c Price..... 14c 16c 18c 20c
Best Machine Oil, three bottles..... 5c
Black Sewing Silk; 3 spools for..... 5c
King's Cotton Batting; 1-lb. rolls, 10c; 2 for..... 23c
J. J. Clark's 29-yd. Spool Sewing Cotton..... 2c
Sanitary Safety Pins, will not rust; two dozen..... 5c
Adamantine Dress-makers' Pins..... 5c
Gros Grain Silk Stock Collar Foundation..... 10c
Sanitary Hose Supporters; all sizes..... 10c
Granger Hooks and Eyes; will never rust; sole agents.

SKANN'SONS & CO. 8th ST. & PA. AVE. "THE BUSY CORNER"

Christmas is Just 28 Buying Days Away. Did You Know That?

All-Silk Crepe de Chine At Special Prices.

79c Grade for 59c \$1.00 Grade for 79c
SO FAVORED a material as Crepe de Chine is not often offered at so great reductions. Being particularly fortunate we have offered recently a number of specially priced lots bought at unusually advantageous prices. Not being able to secure more for this sale we offer regular stock at the concessions named.

Each lot is offered in a complete line of shades for evening wear. Each is all silk, and 24 inches wide.

The \$1.00 Crepe de Chine at 79c is the product of a noted maker, and its sale is confined to us. It is of a grade that cannot be surpassed anywhere at \$1.00, and few of the offerings of \$1.00 Crepe de Chines equal this.

Woolen Dress Goods For Evening Gowns

IN THE very special priced lots named you'll find some of the most unusual values.

ALBATROSS—35 inches wide, all-wool, and 36 inch Nun's Veiling, each in shades of

Rose Reseda Cream Pink Light Blue Turquoise Lavender Steel Tan Mode Red Champagne

Choice tomorrow, a yard, 39c Special..... 39c

LANSDOWNS—40 inches wide, in white, cream, pink, light blue, Nile, rose, and other even- ing shades; a yard..... 1.25
VOILES—41 inches wide, in light blue, steel, pink, and champagne; specially priced, a yd..... 75c

Silk and Wool Crepe de Chine in many shades, including cream, light blue, pink, mode, biscuit, champagne and reseda. These Crepe de Chines are all 42 inches wide and are regularly sold at \$1.00 a yard. At this price they cannot be equaled in the city. Tomorrow's 79c special price is, a yard..... 79c

Crepe Egypta, 45 inches wide, is one of the very best lightweight woolen dress fabrics. The special offering for tomorrow includes the best of evening shades. Regularly sold at 50c a yard. This lot special, at 39c a yard..... 39c

One of the best novelty suitings of the year is called Illuminating Suits. The designs are very pretty; the material 36 inches wide; the price regularly 90c a yard. Special tomorrow..... 79c
52-inch Broadcloth, with fine smooth finish; seventeen good shades; worth \$1.49 a yard. Special price for tomorrow..... 1.25
SCOTCH TWEEDS for Walking Suits, with the long coats; there is nothing better. Tomorrow's special is upon 54-inch material; a yd..... 98c

VESTINGS

75c Kinds for, a yard, 39c Choice of More Than 50 Patterns.

THIS is not a one-day offering, nor a limited one in any way. The Vestings are mercedized; in full pieces, and include a large share of our best selling styles.

We came by them in an unusual way. A New York agent of a Philadelphia house exceeded his instructions and offered them at a price so low that we did not hesitate a second over giving the order for the entire lot. The house declined to fill the order, but upon learning that the goods were not offered conditional upon approval, let us have them. There were 110 full pieces in all, and the purchase price was so ridiculously little that we are enabled to take the same stock bought at regular prices from our shelves and offer all at the one price a yard.

There are invisible checks in blue, pink, gray, red, green, and white and black. Also white and black diamond striped designs with indistinct white squares. Small checked effects in pink and white; white grounds with delicate green stripes; blue and white mixed grounds, and in checked and striped effects.

The complete line of patterns is too large to mention in detail. It is sufficient to say that no material for waists in so great favor has been offered in so complete a line for months.

The Vestings are the kinds really sold at 75c, and now because of the 39c incidents related offered at, a yard.

Petticoats Made in Five Minutes.

Good Petticoats, Too—See It Done Here Tomorrow.

FOUR young women working with the finest improved machinery will tomorrow make Black Satteen Petticoats actually "while you wait." When everything is running smoothly it takes them just 5 minutes to turn out a completed petticoat.

You may take it away with you, if you like it, and want it for a souvenir. They will be sold at the special price of 98c each. These petticoats are marvels of good material, workmanship, and good values. Several styles are made. Some have two ruffles and others three ruffles. Some are finished with hemstitching.

All have felled seams, fitted tops, and are made in all lengths. The machines were put in yesterday, and work will begin early tomorrow morning. It's worth while to see how it is done. Could you and your three most expert friends make a presentable petticoat in five minutes? These young women do it, and the petticoats enter competition with \$1.25 petticoats of other makes and not suffer by the comparison.

98c

Black Dress Goods.

IF YOU can afford but few dresses, Black stuffs probably interest you most, and these opportunities for saving will not pass unheeded. With what may be saved, many of the smaller Christmas gifts needed may be purchased.

DELIUS Broadcloth of the grade always sold at \$2.75 a yard is offered at \$2.25. It is noted for its fineness of both texture and dyes, and at \$2.25 tomorrow's special price is a great bargain.

PRIESTLEY'S Poshed Cheviot is a very heavy fabric; adapted especially to tailored winter suits. 36-inch material, worth \$1.49 a yard, offered at \$1.25 tomorrow at..... 1.25

52-in. All-wool Black Voile and Cheviots, 42 inches wide; tomorrow, a yd..... 49c special..... 49c

52-in. grade Eolienne, silk and wool, 42 inches wide; to- morrow only..... 1.25

Underpriced Flannels.

A LL-wool Shaker Flannel, 31 inches wide; worth 35c; tomorrow, a yard..... 25c

Extra heavy-weight Unbleached Canton Flannel; worth 12c a yard. Tomorrow..... 8c

Plain Blue and Red Flannel of the well-known Sterling make. Every thread wool. A yard, special..... 25c

Fancy 30c Elderdown for robes, children's wraps, blankets, and such, a large variety of patterns, best jersey woven back. Special, a yard..... 50c

DOMESTICS.

WHAT'S the use of paying more? PEQUOT Sheets, double bed size; hem torn and ironed; offered for tomorrow 69c only, at each..... 69c

45 by 36 in. Pillow Cases, with wide hems, good grade of muslin; worth 11c each; special..... 9c

Linen Finish Sheets, 81 by 90 inches; regularly sold at 55c each; special..... 45c

Unbleached Sheet- ing, 9-4; 21c quality; special, a yard, 15c tomorrow..... 15c

Bleached Bolster Cases, from the Oakland Mills, 42 by 72 in.; worth 20 per cent more. Special tomorrow..... 25c

\$1.50 Lace Curtains 98c

Reduced to.....

IF there's a room at home needing curtains tomorrow you may supply them at a saving of 52c a pair, and at the expenditure of less than a dollar. Big savings.

There are five good patterns from which to choose. The Curtains are the desirable White Nottingham 3 1/2 yards long and wider than usual—54 inches. It's certainly a good, timely offering, and one that is especially timely, considering the large number of homes now being refurbished and furnished anew. \$1.50 Curtains, a pair..... 98c